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Attorney for Debtor

**UNITED STATES BANKRUPTCY COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

In Re:

ARCON CONSTRUCTION  
CORPORATION

, Debtor

Case No. 24-30679

CHAPTER 11

Status Conference

Hearing Date: November 8, 2024

Time: 10:00 a.m.

Place: Via Tele/Videoconference

[www.canb.uscourts.gov/calendars](http://www.canb.uscourts.gov/calendars)

Hon. Dennis Montali

**DEBTOR'S STATUS REPORT FOR THE NOVEMBER 8 CONFERENCE STATEMENT**

The above-captioned debtor and debtor-in-possession ("Debtor") has elected to file this case under subchapter V of chapter 11 of title 11 of the United States Code (the "Bankruptcy Code"). Section 1188(c) of the Bankruptcy Code requires Debtor to file with the Court and serve on the trustee and all parties in interest a report that details the efforts Debtor has undertaken and will undertake to attain consensual plan confirmation.

Arcon Construction Corporation, as debtor in possession in the above-captioned chapter 11 case, hereby submits this status report for the status conference scheduled for November 8, at 10:00 a.m. (the "Status Conference").

1    1. Date of case filing

2    This Chapter 11 case was filed on September 13, 2024.

3    2. Meeting of Creditors

4    The Meeting of Creditors was held on October 21, 2024, and concluded.

5    3. Timing for Filing Plan

6    Debtor will file a Plan by December 12, 2024.

7    4. Type of Plan of Reorganization

8    It is still undecided at this point if the Debtor will file a consensual or non-consensual plan. A lot  
9    of it will depend on judgment creditor 653 28<sup>th</sup> St, who filed a proof of claim for \$1,561,207.60  
10   in this case. Debtor's attorney has spoken to the attorney for 653 28<sup>th</sup> Street and both hope  
11   that a consensual plan becomes feasible after talking to their respective client.

12   5. Status of Motions/Applications.

13      a) An Application to Designate Andrey Libov as the Responsible Individual was filed and  
14      granted by the Court.

15      b) A Motion to Authorize payment of prepetition wages was filed and granted by the Court.

16      c) A Motion to Use the Cash Collateral of the SBA and the IRS was filed and will be heard  
17      on November 8.

18      d) A Motion for Approval of Cash Management System will be filed and heard on November  
19      8, 2024.

20      e) Judgment creditor 653 28<sup>th</sup> Street filed a Motion for Relief from Stay that will be heard on  
21      November 21, 2024.

22      f) An application to employ George Wolff as special counsel was filed.

23   6. Anticipated Litigation

24    Debtor may file an appeal of the judgment in San Francisco Superior Court awarding  
25    \$722,017.46 to 653 28<sup>th</sup> Street.

1 Respectfully submitted on October 25, 2024.

2 /s/ Eric J. Gravel  
3 Attorney for Debtor  
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**PROOF OF SERVICE**

I declare as follows:

I am employed in San Francisco. I am over the age of eighteen years and not a party to the above referenced case. On October 25, 2024, I served the attached:

**(1) DEBTOR'S STATUS REPORT FOR THE NOVEMBER 8 CONFERENCE STATEMENT**

On the parties listed below by placing a true copy thereof enclosed in a sealed envelope, with postage thereon fully prepaid, in the United States Postal Service at San Francisco, California. Registrants for service by electronic mail will receive a Notice of Electronic Filing (NEF).

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct and that this Declaration was executed on the following date at San Francisco, California.

Dated: October 25, 2024

/s/ Wakako Gravel

Wakako Gravel

1390 Market St, Suite 200

San Francisco, CA 94102

U.S. Small Business Administration

Attn: District Counsel

455 Market St, Suite 600

San Francisco, CA 94105

Internal Revenue Service

P.O. Box 7346

Philadelphia, PA 19101-7346

Paul G. Leahy

Trial Attorney, Office of the U.S. Trustee,

Region 17, San Jose Field Office,

280 South First Street, Room 268

San Jose, California 95113

Label Matrix for local noticing  
0971-3  
Case 24-30679  
California Northern Bankruptcy Court  
San Francisco  
Fri Oct 25 15:44:24 PDT 2024

Ford Motor Credit Company, LLC, c/o AIS Port  
4515 N Santa Fe Ave. Dept. APS  
Oklahoma City, OK 73118-7901

U.S. Bankruptcy Court  
450 Golden Gate Avenue, 18th Fl.  
Mail Box 36099  
San Francisco, CA 94102-3428

CG Appliances Inc.  
6422 Mission St  
Daly City, CA 94014-2013

Ford Motor Credit Company, LLC  
4515 N. Santa Fe Ave. Dept. APS  
Oklahoma City OK 73118-7901

Frontier Pacific  
2950 Alvarado St., Suite A  
San Leandro, CA 94577-5738

JPMorgan Chase Bank, N.A.  
s/b/m/t Chase Bank USA, N.A.  
c/o Robertson, Anschutz, Schneid,  
& Crane LLP  
6409 Congress Avenue, Suite 100  
Boca Raton, FL 33487-2853

MINFIN-SC-S1 LLC  
5273 Prospect Rd, Suite 330  
San Jose, CA 95129-5031

Mercedes-Benz Financial Services USA LLC  
c/o Randall P. Mroczynski  
Cooksey, Toolen, Gage, Duffy & Woog  
535 Anton Blvd. 10th Floor  
Costa Mesa, CA 92626-1947

Small Business Administration  
409 3rd St., SW  
Washington, DC 20416-0002

653 28th St LLC  
c/o Farsad Law Office, P.C.  
1625 The Alameda suite 525  
San Jose, CA 95126-2224

Golden Age Properties Saratoga LLC  
333 South Bascom Ave  
Campbell, CA 95008

653 28th St  
c/o Brian E Soriano  
Goldstein, Gellman, Melbostad & Harris  
1388 Sutter Street, Suite 1000  
San Francisco, CA 94109-5454

Christopher M. Hunt  
3829 Clay Street  
San Francisco, CA 94118-1615

Ford Motor Credit Company, LLC  
c/o AIS Portfolio Services, LLC  
4515 N. Santa Fe Ave. Dept. APS  
Oklahoma City OK 73118-7901

INM Drywall  
3229 Jamie Way  
Hayward, CA 94541-3501

Law Office of George W. Wolff  
50 California Street, Suites 1509 & 1510  
San Francisco, CA 94111-4624

Master Roofing Systems, Inc  
52 S. Linden Ave, #5  
South San Francisco, CA 94080-6432

Newity LLC  
1123 W Washington Blvd.  
Chicago, IL 60607-2085

South City Lumber  
499 Railroad Av  
South San Francisco, CA 94080-4689

Arcon Construction Corporation  
333 Gellert Bld, Suite 160  
Daly City, CA 94015-2661

Regent West Limited, LP  
151 El Camino Real, Ste 319  
Millbrae, CA 94030-2653

Bank of America  
P.O. Box 45224  
Jacksonville, FL 32232-5224

Department of the Treasury  
Internal Revenue Service  
P O Box 7346  
Philadelphia, PA 19101-7346

Franchise Tax Board  
Bankruptcy Section MS A340  
PO BOX 2952  
Sacramento CA 95812-2952

Internal Revenue Service  
P.O. Box 7346  
Philadelphia PA 19101-7346

Lexus Financial Services  
P.O.Box 5236  
Carol Stream, IL 60197-5236

(p)MERCEDES BENZ FINANCIAL SERVICES  
14327 HERITAGE PARKWAY #400  
FORT WORTH TX 76177-3300

Office of the U.S. Trustee / SF  
Phillip J. Burton Federal Building  
450 Golden Gate Ave. 5th Fl., #05-0  
San Francisco, CA 94102-3402

Tenderloin Neighborhood Development  
70 Otis St  
San Francisco, CA 94103-1236

Wells Fargo Bank Small Business Lending Divi  
P.O. Box 29482 MAC S4101-08C  
Phoenix, AZ 85038-9482

Andrey Libov  
333 Geller Blvd.  
Suite 160  
Daly City, CA 94015-2661

Christopher Hayes  
Christopher Hayes, Trustee  
23 Railroad Ave. #1238  
Danville, CA 94526-1140

Eric J. Gravel  
Law Offices of Eric Gravel  
1390 Market St  
Suite 200  
San Francisco, CA 94102-5404

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified  
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Mercedes-Benz Financial Services  
P.O. Box 5209  
Carol Stream, IL 60197

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)Banner Bank	(d)653 28th Street LLC	End of Label Matrix	
	C/O FARSAD LAW OFFICE, P.C.	Mailable recipients	33
	1625 THE ALAMEDA, SUITE 525	Bypassed recipients	2
	SAN JOSE, CA 95126-2224	Total	35